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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.78 OF 2007
IN
CONTEMPT PETITION NO.134 OF 2005

Ashok Sahebrao Patil ... Applicant
versus
Shantikumar Gaurishankar Mishra and others ... Respondents

Mr.Arjunwadkar for Shri G.S.Godbole for the applicant.

Mr.Bubna i/by Mr.A.A.Garge for respondent nos.1A to 1E.

CORAM : A.S.OKA, J.

DATE : 24th April 2007

PC :

1. Heard advocates appearing for the parties. My attention has been invited to the order dated 30th March 2007 passed by this Court. In view of the said order, the contemnor was expected to purge the contempt. However, the contemnor (fifth respondent in the contempt petition) has filed this application seeking time to comply with the order dated 30th March 2007. An assurance was given by the fifth respondent which is recorded in order dated 30th March 2007 to get

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the property released from the mortgage.

2. In this application a categorical assurance has been given to comply with the statement which is recorded in the order dated 30th March 2007. In my view, by way of indulgence, time deserves to be granted till 10th June 2007. Grant of time will be subject to payment of costs to the petitioners.

3. Hence, the application is allowed. Time is granted till 10th June 2007 to get the property released from mortgage subject to the condition that the applicant in this application will pay costs of Rs.5,000/- (Rs.Five thousand only) to the petitioners in the contempt petition within a period of three weeks from today. Place the contempt petition on board on 14th June 2007.

(A.S.OKA, J.)